

GOVERNMENT OF TELANGANA
ABSTRACT

Public Servants – PR&RD Dept. – Allegations of irregularities in construction of internal CC roads and drains in Nirmal Division of Adilabad District in MGNREGS – DCC works taken up by Panchayat Raj Dept. – Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District - Disciplinary proceedings under Rule 20 of Telangana Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.327

Dated:06.05.2017

ORDER:

It is proposed to hold an enquiry against Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District, in accordance with the procedure laid down in Rule 20 of the Telangana Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II&III).

3. Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District, is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District, is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District, is further informed that if he does not submit his written statement of defence on or before the Period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Telangana Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District, is invited to Rule 24 of the Telangana Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Telangana Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

S.P.SINGH
CHIEF SECRETARY TO GOVERNMENT &
SPECIAL CHIEF SECRETARY TO GOVERNMENT(FAC)

To

Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District through the Engineer-in-Chief, PR, Hyderabad

P.T.O.

::2::

The Engineer-in-Chief, PR, Hyderabad.

(in duplicate with a request to serve and return the dated acknowledgement copy)

Copy to: The Director, Rural Development, Hyderabad, Telangana.

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE –I

(Annexure to G.O.Rt.No.327, PR&RD (Vig.I) Dept., dt.06.05.2017)

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI P.UMASHANKER, ASSISTANT ENGINEER, PANCHAYAT RAJ, KUBEER, NIRMAL DIVISION, ADILABAD DISTRICT

CHARGE-I:

Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District has failed to understand his duties as a responsible Government employee. It is his duty to report any irregularity in the works to the higher authorities. He is not merely expected to follow higher authorities. He needs to exercise due diligence in the performance of his duties. If he does notice any discrepancies, it is his duty to submit a written complaint. The officer has not filed any such complaint. Therefore, he is equally responsible for the lapses in the entire episode of the works executed by him. Therefore, the charge of negligence and inefficiency on his part for not executing the work as per plan.

Basis:

During the inspection of Commissioner, Rural Development along with the Dy. Executive Engineer, Quality Control Wing of PR, Department and PD, DWMA, Adilabad District for the following works are executed in the year 2014 under MGNREGS Scheme.

SI.No.	Name of the work	Estimated cost (Rs. In lakhs)	Actual Expenditure (Rs. In lakhs)
1	Construction of Internal Roads with CC Drains at Indiramma Colony (SC) Bit-1, Tanur (GP)	48.56	48.53
2	Construction of Internal Roads with CC Drains at Indiramma Colony (SC) Bit-2, Tanur (GP)	19.62	19.53
3	Construction of Internal Roads with CC Drains at Fakir Naik Thanda, Sirpalle (GP)	49.98	29.33
4	Construction of Internal Roads with CC Drains at Sirpalle (GP)	20.33	18.1

The work at SI.No.1 & 2 were executed at a place where there are no habitation of SC/ST Colonies in an absolute vacant place of land which was proposed to be a housing colony. As per the guidelines, the work internal roads and drains is permissible only in SC/ST habitations where there is atleast 50% of SC/ST households. But, whereas the above works executed in a place where there was no habitations. In the list of proposed allotment of house-sites given by the MRO, it was observed that over 75% of the proposed allottees are from BCs and OCs, and the same clearly shows that the Executive Engineer, Sri J.Venkat Rao has deliberately made an attempt to circumvent the guidelines under the guise of SC Colony with the intension of just spending money for his apparent personal benefit without seeing whether money spent is useful or not and whether the guidelines are adhered to or not, and the net result of his action is a wasteful expenditure of Rs.68.00 lakhs of tax payers money.

The works at SI.No.3 is incomplete. But the execution of the work is very substandard for which an amount of Rs.29.33 lakhs has already been spent. The CC Drain have been constructed very unscientifically without any layout plan made on a paper and without considering the slopes, and the drain appears as if they were contour

P.T.O.

::2::

trenches resulting in stagnation of rainwater and have become mosquito breeding centres, and therefore the people are very anguished about mosquito menace and unhygienic conditions created by the drains. The design plan and execution of CC drain in this habitation are highly unscientific and out of place and appear to have been made just to spend money without regard to utility and the purpose of which they are meant. In the road component also the execution is also highly substandard.

The work mentioned at Sl.No.4, the CC drain appears to have been laid routinely without layout plan and without application of mind.

It has also been observed that the Executive Engineer, PR Sri J. Venkat Rao, has drawn the large amounts of money upto Rs.20.00 lakhs in a single transaction towards the cost of materials directly into his account instead of GP Account or Supplier's Account on the pretext that he has allowed the departmental execution by the Rural Development Authorities. The Executive Engineer has taken money in his account later he gave cheque to the Dy.EE who in turn gave from his account to the AE and AE drawn and paid the amount in cash to the supplier in huge quantities even up to Rs.7.00 lakhs and above in a single transaction by signing and endorsing on the vouchers as "Paid by me ". The total transaction of his division for the past 2 ½ years is about Rs.20.00 Crores and the same is clearly shows irregular and in violation of financial norms and defeat the basis objectives of EFMS and also lack of transparency observed.

Therefore, Sri P.Umashanker, Assistant Engineer, Panchayat Raj, Kubeer, Nirmal Division, Adilabad District has failed to discharge his legitimate duties. Thus his action is in violation of TCS (Conduct) Rules, 1964.

Hence the charge.

S.P.SINGH
CHIEF SECRETARY TO GOVERNMENT &
SPECIAL CHIEF SECRETARY TO GOVERNMENT(FAC)

SECTION OFFICER

ANNEXURE –II

(Annexure to G.O.Rt.No.327, PR&RD (Vig.I) Dept., dt.06.05.2017)

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SRI P.UMASHANKER, ASSISTANT ENGINEER, PANCHAYAT RAJ, KUBEER, NIRMAL DIVISION, ADILABAD DISTRICT ARE PROPOSED TO BE SUSTAINED.

Inspection report of the then Commissioner, Rural Development, Hyderabad along with the Dy.EE QC wing of PR department and PD DWMA dated 21.07.2014

S.P.SINGH
CHIEF SECRETARY TO GOVERNMENT &
SPECIAL CHIEF SECRETARY TO GOVERNMENT(FAC)

SECTION OFFICER

ANNEXURE –III

(Annexure to G.O.Rt.No.327, PR&RD (Vig.I) Dept., dt.06.05.2017)

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI P.UMASHANKER, ASSISTANT ENGINEER, PANCHAYAT RAJ, KUBEER, NIRMAL DIVISION, ADILABAD DISTRICT ARE PROPOSED TO BE SUSTAINED.

-Nil-

S.P.SINGH
CHIEF SECRETARY TO GOVERNMENT &
SPECIAL CHIEF SECRETARY TO GOVERNMENT(FAC)

SECTION OFFICER